

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO

JUDGMENT IN CIVIL CASE

Phyllis M. Higgins,

Plaintiff,

v.

Case No. 2:11-cv-213

**Michael J. Astrue,
Commissioner of
Social Security,**

**JUDGE ALGENON L. MARBLEY
Magistrate Judge Kemp**

Defendant.

☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

☐ **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

☒ **Decision by Court.** This action was decided by the Court without a trial or hearing.

IT IS ORDERED AND ADJUDGED that pursuant to the February 2, 2012 Order, the Court ADOPTED the Report and Recommendation. The plaintiff's statements of errors is SUSTAINED. This case is remanded to the Commissioner for further proceedings pursuant to 42 U.S.C. § 405(g).

Date: February 2, 2012

James Bonini, Clerk

s/Betty L. Clark

Betty L. Clark/Deputy Clerk